

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

DAREN HEATHERLY, et al.,

Plaintiffs,

v.

WYVERN RESTAURANTS, INC, et al.,

Defendants.

Case No.14-cv-00768-NC

**ORDER OF CONDITIONAL  
DISMISSAL**

Re: Dkt. No. 35

The Court having been notified of the settlement of this action, and it appearing that no issue remains for the Court's determination,

IT IS HEREBY ORDERED THAT this action and all claims asserted herein are DISMISSED with prejudice. In the event that the settlement is not reached, any party may move to reopen the case and the trial will be rescheduled, provided that such motion is filed by September 4, 2015. All scheduled dates are VACATED.

**IT IS SO ORDERED.**

Dated: August 4, 2015

  
NATHANAEL M. COUSINS  
United States Magistrate Judge